



U.S. Department of Justice

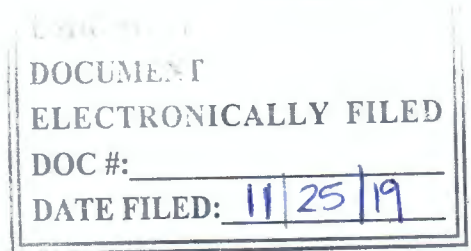
United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

November 22, 2019

BY ECF

The Honorable Naomi R. Buchwald
United States District Judge
Southern District of New York
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, New York 10007



Re: *United States v. Rudy Acosta*, 19 Cr. 848 (NRB)

Dear Judge Buchwald:

Yesterday, a grand jury returned the above-captioned indictment, and it was wheeled out to Your Honor. After conferring with defense counsel and Chambers regarding availability, the Government respectfully requests arraignment be scheduled during one of the following time windows:

- Tuesday, December 3, 2019, any time between 3:15 and 4:00
- Wednesday, December 4, 2019, any time between 2:30 and 4:00

In addition, the Government respectfully requests that, in the interest of justice, time be excluded under the Speedy Trial Act between the date of this letter and the date of the arraignment. *See* 18 U.S.C. § 3161(h)(7). During this time, the Government expects to work on preparing and producing discovery to defense counsel, John Zach, Esq., and to continue discussions with counsel about a potential disposition of the matter. The undersigned has communicated with Mr. Zach, who consents to this request.

The conference is set for December 3, 2019 at 3:15. Speedy trial time excluded.

Respectfully,

Frank J. Balsamello

Frank J. Balsamello / Sarah Krissoff /

Dominic Gentile

Assistant United States Attorney
(212) 637-2325 / -2232 / -2567

Sam Ricci Buchwald, cc: 11/25/19

cc: John Zach, Esq., counsel for defendant Rudy Acosta (via ECF)